GOVERNMENT OF INDIA
URBAN DEVELOPMENT AND POVERTY ALLEVATION
LOK SABHA

UNSTARRED QUESTION NO:2419
ANSWERED ON:03.12.2002
TRANSFER OF DDA TO GOVERNMENT OF NCT OF DELHI
NARESH KUMAR PUGLIA

Will the Minister of URBAN DEVELOPMENT AND POVERTY ALLEVATION be pleased to state:

(a) whether the Delhi Vidhan Sabha has passed a resolution on 18th July, 2002, in favour of transferring the Delhi Development Authority (DDA) to the Government of National Capital Territory of Delhi;

(b) if so, the details thereof; and

(c) the reaction of the Union Government thereto?

Answer

MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND MINISTER OF STATE IN THE MINISTRY O URBAN DEVELOPMENT & POVERTY ALLEVIATION (SHRI O. RAJAGOPAL)

(a)&(b): Yes, Sir. The Delhi Vidhan Sabha passed a resolution on 18th July,2002 recommending transfer of the Delhi Development Authority to Delhi Government with immediate effect.

(c): By virtue of specific provision under Article 239 AA, 3a entries 1,2 and 18 of the State List and entry 64,65 and 66 of Concurrent List, in so far as they relate to entries 1,2 and 18 have been reserved for Government of India with respect to Delhi. Entry 18 deals with subject of land, therefore, Government of NCT of Delhi is not competent to legislate on matters relating to land. Keeping this Constitutional provision in view and that the Delhi Development Authority is a creature of the Statute called the Delhi Development Act, 1957 which deals with planning and development of land in Delhi. The administration of the Act and control of DDA will continue with the Government of India and the Resolution passed by the Delhi Assembly cannot be accepted.